



Attorney General Jon Bruning

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# News Release

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Contact: Shannon L. Kingery  
402.471.2067  
Shannon.kingery@nebraska.gov

## **Attorney General Bruning Leads Challenge Against EPA Regulations**

LINCOLN - Attorney General Jon Bruning today announced Nebraska is filing suit in the United States D.C. Circuit Court of Appeals challenging implementation of the Cross-State Pollution Rule imposed by the Environmental Protection Agency (EPA).

“EPA’s job-killing mandates on emissions are backed by questionable science matched with unaffordable price tags and unlikely benefits,” said Bruning. “This is another example of an overreaching federal government run amok.”

The Cross-State Air Pollution Rule forces Nebraska power producers to retrofit coal plants to control 1% of the current emissions by January 1, 2012. The modification was mandated by the federal agency to address a theoretical compliance issue in Milwaukee. The agency proposes to cap Nebraska’s emissions in order to reduce the potential pollution caused by emissions traveling upwind to Wisconsin.

At a summit held earlier this month in Grand Island, Attorney General Bruning met with Nebraska power producers and officials from affected county and city governments. Industry leaders voiced concern regarding the resources needed to bring Nebraska businesses into compliance before the EPA deadline.

Projected capital costs and increased operating costs could total more than \$60 million dollars for NPPD and OPPD alone.

Increased operating costs for producers will likely affect all Nebraska energy consumers, especially agricultural producers. However, the overall results of the costly retrofitting are unknown.

Nebraska is joined by six states on the petition for review including Texas, Alabama, South Carolina, Florida, Oklahoma and Virginia.

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